

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

UNITED STATES OF AMERICA, *ex rel.*
ELIO MONTENEGRO; and PEOPLE OF
THE STATE OF ILLINOIS, *ex rel.* ELIO
MONTENEGRO,

Plaintiffs,

V.

ROSELAND COMMUNITY HOSPITAL
ASSOCIATION; AMERICAN MEDICAL LAB;
TERRILL APPLEWHITE; and FIVE APPLES
INPATIENT SPECIALISTS, LLC,

Defendants.

No. 21-CV-02544

Judge Jeremy C. Daniel

**STIPULATION OF DISMISSAL OF DEFENDANTS TERRILL APPLEWHITE AND
FIVE APPLES INPATIENT SPECIALISTS, LLC**

Relator Elio Montenegro (“Relator”), on one hand, and Defendants Terrill Applewhite and Five Apples Inpatient Specialists, LLC (collectively, “Applewhite and Five Apples”), pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), by and through their respective undersigned attorneys, hereby stipulate and agree that all of Relator’s claims against Applewhite and Five Apples in the above-captioned action shall be dismissed with prejudice, each party to bear its own costs, and that the federal False Claims Act and Illinois False Claims Act claims against Applewhite and Five Apples are dismissed without prejudice as to the United States and the State of Illinois, respectively.

This stipulation does not impact the ongoing claims in this case against the remaining defendants.

Dated: January 29, 2025

Respectfully Submitted,

ELIO MONTENEGRO

By: */s/ Ricardo Meza*

One of their attorneys

**TERRILL APPLEWHITE and
FIVE APPLES INPATIENT SPECIALISTS,
LLC**

By: */s/ Judith Sherwin*

One of their attorneys

CERTIFICATE OF SERVICE

The undersigned, one of the attorneys of record herein, hereby certifies that on January 29, 2025 the foregoing **STIPULATION OF DISMISSAL OF DEFENDANTS TERRILL APPLEWHITE AND FIVE APPLES INPATIENT SPECIALISTS, LLC** was electronically filed with the Clerk of the U.S. District Court using the CM/ECF System, which will send notification of such filing to the following:

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